IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

Bail Appl..No. 6066 of 2007()

CRIME NO. 101/07 OF AGALY POLICE STATION

PETITIONER : ACCUSED:

MANAF, S/O.SYED MOHAMMED, AGED 32 YEARS,
RAYAMARAKKAR VEEDU, KAVARA COLONY,
THAVALOM, AGALY.

BY ADV. SRI.MANSOOR.B.H.

RESPONDENTS: COMPLAINANT:

THE STATION HOUSE OFFICER,
AGALY POLICE STATION, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

- -

B.A.No. 6066 of 2007

- -

Dated this the 8th day of October, 2007

O R D E R

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to be in possession of 4.5 litres of arrack on 26.8.2007. He was arrested and continues in custody from that date. The learned Prosecutor submits that the petitioner is involved in another earlier crime also under the Kerala Abkari Act.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m. and 12 noon on all Mondays and Fridays for a period of two months from the date of his release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

tm